

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-5895 of 2018

Date of Decision: May 01, 2018

Nitesh Kumar

....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. Neeraj Yadav, Advocate
for the petitioner.

Ms.Tanu Shree, DAG, Haryana

Rajan Gupta, J (Oral)

This is a petition under Section 438 Cr.P.C seeking pre-arrest bail in a case registered against the petitioner under Sections 420, 406 IPC at Police Station, Khol, District, Rewari vide F.I.R No. 290 dated 28.9.2017.

On 23.2.2018, petitioner was directed to join the investigation. Admittedly, he appeared before the investigating officer. However, stand of the investigating agency is that petitioner has refused to cooperate. Allegation is that he made a phone call to the complainant from his mobile No.8745803234 and asked him to deposit Rs.2 lacs in a particular account number of Axis Bank, Rewari. Petitioner promised that he would get the complainant recruited in the railways within 3 months. As nothing happened, complainant demanded that his money be returned. Admittedly, part of the money was returned by co-accused Laxmi Narain. During the course of investigation, statement of one Ashok was recorded by the

investigating agency. He stated that accused has also duped him of Rs.1,50,000/- promising that he would get him recruited as a driver in the railways. Stand of the investigating agency is that the petitioner in connivance with Sunil had defrauded innocent people of Rs.3,55,000/-. Besides, despite number of opportunities having been granted, petitioner has failed to cooperate with the investigating agency. It appears that custodial interrogation may be necessary to unravel the modus operandi of the crime.

Petition is without any merit and is hereby dismissed.

(Rajan Gupta)
Judge

May 01, 2018
BB

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No